

1 [Settlement of Unlitigated Claim - SF Vertigo LLC - \$3,367,576]

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3 **Resolution approving the settlement of the unlitigated claim filed by SF Vertigo LLC**
4 **against the City and County of San Francisco by payment of \$3,367,576; the claim was**
5 **filed on November 16, 2022; the claim involves allegations of property damage to the**
6 **Hotel Vertigo caused by shelter-in-place (SIP) hotel guests during the COVID-19**
7 **pandemic and resulting loss of use; other material terms of the settlement include a**
8 **mutual full and final release, with each party to bear their own costs.**

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10 WHEREAS, SF Vertigo LLC, a California limited liability company, filed a claim on
11 November 16, 2022, against the City and County of San Francisco; and

12 WHEREAS, The claim involves allegations of property damage to the Hotel Vertigo
13 caused by shelter-in-place (SIP) hotel guests during the COVID-19 pandemic and resulting
14 loss of use; and

15 WHEREAS, The Human Services Agency has recommended settlement of the claim
16 by payment of \$3,367,576, and other material terms of the settlement include a mutual full
17 and final release, with each party to bear their own costs; now, therefore, be it

18 RESOLVED, That pursuant to Administrative Code, Section 10.22, the Board of
19 Supervisors hereby authorizes the City Attorney to settle and compromise the claim by
20 payment of \$3,367,576, and other material terms of the settlement include a mutual full and
21 final release, with each party to bear their own costs.

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APPROVED:

DAVID CHIU
City Attorney

 /s/ Rick Sheinfield
RICK SHEINFIELD
Chief of Claims Division

RECOMMENDED:

DEPARTMENT OF PUBLIC HEALTH

 /s/
TRENT RHORER
Executive Director
San Francisco Human Services Agency

FUNDS AVAILABLE:

 /s/ Ben Rosenfield
BEN ROSENFELD
Controller

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City and County of San Francisco

Tails Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 230047

Date Passed: April 04, 2023

Resolution approving the settlement of the unlitigated claim filed by SF Vertigo LLC against the City and County of San Francisco by payment of \$3,367,576; the claim was filed on November 16, 2022; the claim involves allegations of property damage to the Hotel Vertigo caused by shelter-in-place (SIP) hotel guests during the COVID-19 pandemic and resulting loss of use; other material terms of the settlement include a mutual full and final release, with each party to bear their own costs.

March 16, 2023 Government Audit and Oversight Committee - RECOMMENDED..

April 04, 2023 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 230047

I hereby certify that the foregoing Resolution was ADOPTED on 4/4/2023 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

London N. Breed
Mayor

4/14/23

Date Approved